CERTIFICATE OF MAILING

I certify that this document and fee is being deposited with the U.S. Postal Service as First Class Mail under 37 C.F.R. 1.8 and is addressed to Mail Stop: Missing Parts, Commissioner for Patents, P.O. Box 1450,. Alexandria, VA 22313-1450.

Date: ___October 18, 2004___ _____

Beverly Fletcher

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

Inventor(s):	David S. Bonalle, et al.	Docket No.:	70655.2300
Serial No.:	10/710,325 Confirmation No.: 4324	Group Art Unit:	2876
Filing Date:	July 1, 2004	Examiner:	TBA
Title:	METHOD AND SYSTEM FOR AUDITORY EMISSIONS RECOGNITION BIOMETRICS ON A SMARTCARD		

RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

FILING DATE GRANTED

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Commissioner:

This response to the Notice to File Missing Parts of Nonprovisional Application - Filing Date Granted mailed on August 16, 2004.

Enclosed herewith for filing are the following:

A copy of the Notice to File Missing Parts of Nonprovisional Application -

Filing Date Granted. **(REQUIRED)**;

Declarations

1) Signed by inventor David Bonalle; and

1583662

1

2)   Signed by inventor Glen Salow.

Surcharge for late filed Declaration $130.00

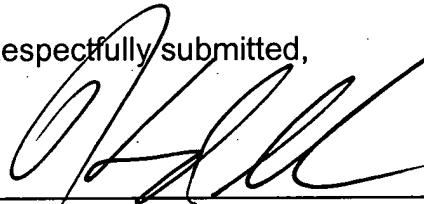   Total completion of application fees $130.00

                                        Total fees due $130.00

The fee of $130.00 is to be paid as follows:

___   A check in the amount of the fee is enclosed.

 X   The Commissioner is hereby authorized to charge any fees which may be
       required, or credit any overpayment, to Deposit Account No. **19-2814.**
       A duplicate copy of this sheet is enclosed.

 X   If an extension of time is required, please consider this a petition therefor
       and charge any additional fees which may be required to Deposit Account
       No. **19-2814.**
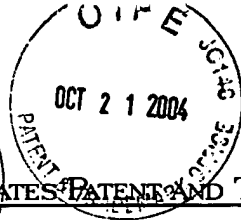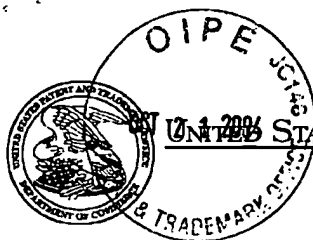   **A duplicate copy of this sheet is enclosed.**

                                        Respectfully submitted,

Dated: __October 18, 2004__   _____
                                        Howard I. Sobelman
                                        Reg. No. 39,038

SNELL & WILMER L.L.P.
One Arizona Center
400 E. Van Buren
Phoenix, AZ 85004-2202
(602) 382-6228
Fax (602) 382-6070
Email: hsobelman@swlaw.com

OCT 2 1 2004

UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/710,325	07/01/2004	David S. Bonalle	70655.2300

20322
SNELL & WILMER
ONE ARIZONA CENTER
400 EAST VAN BUREN
PHOENIX, AZ 850040001

CONFIRMATION NO. 4324

FORMALITIES LETTER

OC000000013541277

Date Mailed: 08/16/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.
  A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of $130 for a non-small entity, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **$130** for a Large Entity

- **$130** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

10710325

00000023 192814   130.00 DA

10/22/2004 RMEBRAHT

01 FC:1051

N. Mohammed

Customer Service Center
Initial Patent Examination Division (703) 308-1202
PART 2 - COPY TO BE RETURNED WITH RESPONSE